

February 25 2010

*Ed Smith*  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

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ATTORNEYS FOR PLAINTIFFS/  
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IN THE SUPREME COURT OF THE  
STATE OF MONTANA

DEBBIE PATCH, as Personal  
Representative of the Estate of  
BRANDON PATCH, Deceased, and  
Debbie and Duane Patch,

Plaintiffs/Appellees,

vs.

HILLERICH & BRADSBY CO., d/b/a  
LOUISVILLE,

Defendant/Appellant.

)  
)  
) Supreme Court Cause No. DA 10-0051  
)  
)  
)

**SELECTION OF MEDIATOR**

FEB 25 2010  
CLERK OF THE SUPREME COURT  
STATE OF MONTANA

COME NOW the parties and advise that they have stipulated to and selected John Sullivan of Hughes, Kellner, Sullivan & Alke, as mediator for purposes of complying with the requirements of M.R. App. P. 7(4)(c).

Dated this 24th day of February, 2010.



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### CERTIFICATE OF SERVICE

I hereby certify that I have served a true and accurate copy of the foregoing SELECTION OF MEDIATOR with the Clerk of the Montana Supreme Court, and was duly served upon the following person as indicated below, either in person or at the address set forth below, on the date herein.

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Dated this 24th day of February, 2009.

